



# Price Agreement Amendment

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Printed: 7/14/2006

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS  
CAPITOL HILL  
PROVIDENCE RI 02908

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ACTION AUTO PARTS INC  
795 N MAIN STREET  
PROVIDENCE RI 02904

## BATTERIES, AUTOMOTIVE

Amendment Date: 06/30/2006  
Original Award Date: 05/06/2005  
Buyer: HILL, LISA M  
Phone #: (401) 222 - 2142 ext. 116  
FOB: F.O.B., Destination  
  
Terms: Net 30

Change Order Number

1

Award Number

**68M00327582**

Effective Period:

05/01/2005 - 04/30/2007

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ADMINISTRATION  
MASTER PRICE AGREEMENT  
RELEASE AGAINST RI MPA

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RELEASE AGAINST RI MPA

Change Order Note: CHANGE ORDER #1

Department				Bid Number	C/O Req #
ADMINISTRATION				MPA-53	B04953
Item	Class-Item	Bid #	Requisition #	Unit	Unit Price
	CHANGE ORDER #1  CHANGE TO PO #68M00327582 DATED 5/6/05  CHANGE EFFECTIVE PERIOD: FROM: 5/1/05 - 4/30/06 TO: 5/1/05 - 4/30/07				

This Notice of Award/Purchase Order is issued in accordance with the specific requirements described herein and the State's Purchasing Regulations and General Conditions of Purchase, copies of which are available at [www.purchasing.state.ri.us](http://www.purchasing.state.ri.us).

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STATE PURCHASING AGENT/DESIGNEE

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Original Award Date: 05/06/2005  
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Phone #: (401) 222 - 2142 ext. 116  
FOB: F.O.B., Destination  
  
Terms: Net 30

Change Order Number

1

Award Number

**68M00327582**

Effective Period:

05/01/2005 - 09/30/2006

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Change Order Note: Change Order for Header Blanket End Date Changed: Original Date = 4/30/2006 00:00:00 - New Date = 9/30/2006 00:00:00

Department				Bid Number	C/O Req #
ADMINISTRATION				MPA-53	
Item	Class-Item	Bid #	Requisition #	Unit	Unit Price
1.0	075-69 BATTERIES - GROUP NO. 24 - TYPE NO. 624MF (SB24C)  BRAND: FOUR SEASONS  Change Order for Item  Blanket End Date Changed: Original Date = 4/30/2006 00:00:00 - New Date = 9/30/2006 00:00:00	B04953		EA	15.50

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Date: 05/06/2005  
Buyer: LISA HILL  
Shipping: F.O.B., Destination  
Terms: Net 30

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Department		Bid Number	Requisition Number
ADMINISTRATION		MPA-53	B04953
Item		Unit	Unit Price
	<p>5/1/05 - 4/30/06 WITH OPTION TO RENEW FOR ONE TWELVE MONTH TERM</p> <p>MASTER PRICE AGREEMENT #53</p> <p>THIS IS A NOTICE OF AWARD, NOT AN ORDER. Any quantity reference in the agreement or in the bid preceding it are estimates only and do not represent a commitment on the part of the state to any level of billing activity, other than for quantities or volumes specifically released during the term. No action is to be taken except as specifically authorized, as described herein under AUTHORIZATION AND RELEASE.</p> <p>ENTIRE AGREEMENT - This NOTICE OF AWARD, with all attachments, and any release(s) against it shall be subject to: (1) the specifications, terms and conditions set forth in the Request/Bid Number cited herein, (2) the General Terms and Conditions of Contracts for the State of Rhode Island and (3) all provisions of, and the Rules and Regulations promulgated pursuant to, Title 37, Chapter 2 of the General Laws of the State of Rhode Island. This NOTICE shall constitute the entire agreement between the State of Rhode Island and the Vendor. No assignment of rights or responsibility will be permitted except with the express written permission of the State Purchasing Agent or his designee.</p> <p>CANCELLATION, TERMINATION and EXTENSION - This Price Agreement shall automatically terminate as of the date(s) described under CONTRACT PERIOD unless this Price Agreement is altered by formal amendment by the State Purchasing Agent or his designee upon mutual agreement between the State and the Vendor.</p> <p>STATEWIDE APPLICABILITY - Political Subdivisions (cities, towns, schools, quasi-public agencies), as authorized by law, may participate in this Agreement. All ordering and billing shall be between the vendor and the political subdivision (only).</p>		

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Department		Bid Number	Requisition Number
ADMINISTRATION		MPA-53	B04953
Item		Unit	Unit Price
	<p>AUTHORIZATION AND RELEASE. In no event shall the Vendor deliver goods or provide service until such time as a duly authorized release document is certified by the ordering Agency.</p> <p>A Direct Purchase Order (DPO) shall be created by the agency listing the items ordered, using the pricing and format set forth in the Master Blanket. All pricing shall be as described in the Master Blanket and is considered to be fixed and firm for the term of the Agreement, unless specifically noted to the contrary herein. All prices include prepaid freight. Freight, taxes, surcharges, or other additional charges will not be honored unless reflected in Master Blanket.</p> <p>REPORTS - The Vendor agrees to provide the State with quarterly reports describing activity against this Price Agreement. If this is a Master Price Agreement, such reports shall include usage by municipalities, quasi-public agencies, schools, etc. All reports shall contain the following data: (1) Billing volume in dollars and (2) quantity shipped for each line item in the price agreement. When there are no line items in the price agreement, vendor shall report volume by catalog order numbers, with a brief description of each order number.</p> <p>Reports must be submitted to the RI Division of Purchases to the attention BUYER named in this notice, identifying the Agreement number and the Reporting Period. Quarterly reports shall be due 45 calendar days after the end of each quarter. Failure to submit required reports shall be considered a breach of the contractor's obligations and may be considered, at the discretion of the State Purchasing Agent, sufficient cause for the termination of the agreement and other outstanding agreements and orders, and possible suspension from participation in additional State procurements.</p>		

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Department		Bid Number	Requisition Number
ADMINISTRATION		MPA-53	B04953
Item		Unit	Unit Price
	<p>THIS IS A MULTI-YEAR BID/CONTRACT. PER RHODE ISLAND STATE LAW 37-2-33, CONTRACT OBLIGATIONS BEYOND THE CURRENT FISCAL YEAR ARE SUBJECT TO AVAILABILITY OF FUNDS. CONTINUATION OF THE CONTRACT BEYOND THE INITIAL FISCAL YEAR WILL BE AT THE DISCRETION OF THE STATE. TERMINATION MAY BE EFFECTED BY THE STATE BASED UPON DETERMINING FACTORS SUCH AS UNSATISFACTORY PERFORMANCE OR THE DETERMINATION BY THE STATE TO DISCONTINUE THE GOODS/SERVICES, OR TO REVISE THE SCOPE AND NEED FOR THE TYPE OF GOODS/SERVICES; ALSO MANAGEMENT OWNER DETERMINATIONS THAT MAY PRECLUDE THE NEED FOR GOODS/SERVICES.</p> <p>THIS PURCHASE ORDER IS AWARDED SUBJECT TO EQUAL OPPORTUNITY COMPLIANCE.</p> <p>12 VOLT PASSENGER CAR BATTERIES</p>		
1.0	BATTERIES - GROUP NO. 24 - TYPE NO. 624MF (SB24C)  BRAND: FOUR SEASONS	EA	15.50
2.0	BATTERIES - GROUP NO. 64 - TYPE NO. 664MF (XH64)  BRAND: FOUR SEASONS	EA	45.00
3.0	BATTERIES - GROUP NO. 58 - TYPE NO. 458MF (XH58)  BRAND: FOUR SEASONS	EA	25.00

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ADMINISTRATION		MPA-53	B04953
Item		Unit	Unit Price
4.0	BATTERIES - GROUP NO. 27 - TYPE NO. 627MF (XH27C) BRAND: FOUR SEASONS	EA	19.50
5.0	BATTERIES - GROUP NO. 74 - TYPE NO. 574MF (XH74) BRAND: FOUR SEASONS	EA	19.70
6.0	BATTERIES - GROUP NO. 65 - TYPE NO. 665MF (XH65) BRAND: FOUR SEASONS	EA	47.25
7.0	BATTERIES - GROUP NO. 22NF - TYPE NO. 22NF (SL22NF) BRAND: FOUR SEASONS HEAVY COMMERCIAL SERVICE BATTERIES	EA	15.90
8.0	BATTERIES - GROUP NO. 1 - TYPE NO. 901MF SL1 BRAND: FOUR SEASONS	EA	14.50
9.0	BATTERIES - GROUP NO. 4 - TYPE NO. 904WMF (XH4) BRAND: FOUR SEASONS	EA	28.09

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ADMINISTRATION		MPA-53	B04953
Item		Unit	Unit Price
10.0	BATTERIES - GROUP NO. 31 - TYPE NO. 1131MF HP31 BRAND : FOUR SEASONS	EA	53.30
11.0	BATTERIES - GROUP NO. 31 - TYPE NO. 1131PMF HP31R BRAND: FOUR SEASONS	EA	54.95
12.0	BATTERIES - GROUP NO. 4DLT - TYPE NO. 94DLT SL4DLT BRAND: FOUR SEASONS	EA	31.50
13.0	BATTERIES - GROUP NO. 34/78 - TYPE NO. 734/78 HP 34/78 BRAND: FOUR SEASONS HEAVY DUTY DIESEL STARTING BATTERIES	EA	45.95
14.0	BATTERIES - GROUP NO. 4D - TYPE NO. 904D (XH4D) BRAND: FOUR SEASONS	EA	65.00
15.0	BATTERIES - GROUP NO. 8D - TYPE NO. 908D (XX H80) BRAND: FOUR SEASONS	EA	89.00

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Department		Bid Number	Requisition Number
ADMINISTRATION		MPA-53	B04953
Item		Unit	Unit Price
16.0	BATTERIES - GROUP NO. 48/91 - TYPE NO. 48-675 (XH 48)  BRAND: FOUR SEASONS  LAWN MOWER / GARDEN / TRACTOR / SMALL ENGINE BATTERIES	EA	30.00
17.0	BATTERIES - GROUP NO. U1 P.LT. - TYPE NO. 9AL (SL9AL)  BRAND: FOUR SEASONS	EA	13.20
18.0	INSTALLATION CHARGE	TOTAL	15.00
19.0	HOURLY RATE FOR REPLACEMENT OF TERMINAL ENDS  DISCOUNT FROM LIST FOR BATTERY TYPES NOT LISTED 50%.  DELIVERY: IN STOCK  LOCAL SERVICE SHOP WHERE VEHICLES CAN HAVE BATTERIES INSTALLED: STATE AUTOMOTIVE 168 CARPENTER STREET PROVIDENCE, RI 02903  CONTACT PERSON: FRED PACHECO (401) 331-4303	HR	.00

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Department		Bid Number	Requisition Number
ADMINISTRATION		MPA-53	B04953
Item		Unit	Unit Price
	<p>DELIVERY OF GOODS OR SERVICES AS REQUESTED BY AGENCY. PAYMENTS WILL BE AUTHORIZED UPON SUBMISSION OF PROPERLY RENDERED INVOICES NO MORE THAN MONTHLY TO THE RECEIVING AGENCY. ANY UNUSED BALANCE AT END OF BLANKET PERIOD IS AUTOMATICALLY CANCELLED.</p> <p>EVERY PERSON OR BUSINESS ENTITY PROVIDING GOODS OR SERVICES AT A COST OF \$5000 CUMULATED VALUE IS REQUIRED TO FILE AN AFFIDAVIT REGARDING POLITICAL CAMPAIGN CONTRIBUTIONS WITH THE RI STATE BOARD OF ELECTIONS EVEN IF NO REPORTABLE CAMPAIGN CONTRIBUTIONS HAVE BEEN MADE. (RI GENERAL LAW 17-27) FORMS OBTAINED AT BOARD OF ELECTIONS, CAMPAIGN FINANCE DIVISION, 50 BRANCH AVENUE, PROVIDENCE, RI 02904 (401-222-2056).</p> <p>VENDOR TELEPHONE: 401-273-0330 VENDOR FAX: 401-751-5593</p>		

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